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Monday May the 5th 1834

State of Missouri to wit.

On the first monday (after the fourth Monday of April (it being the fifth day of May) in the year of our Lord One thousand eight hundred and thirty four and being the day appointed by Law for holding the Supreme Court for the first Judicial District of said State; the Judges of the Court not attending, the Court stood Adjourned until to-morrow. Tuesday May the 6th 1834-

At a Supreme Court began and held for the first Judicial District of the State of Missouri at the town of Mayville in the County of Howard on Tuesday May the Sixth, in the year of our Lord One thousand eight hundred and thirty four

Present

The Hon George Tompkins } Judges of the
& Robert Wash } of said Court

Alfred W Morrison Sheriff & Gray Bryarly Clerk.

Whereupon the Court was opened by proclamation of the Sheriff-

Nancy an infant by &c
vs
Philip Truwell

On a Writ of Error
This day comes the plaintiff by her attorney, and files her assignment of errors.

Reuben B Harris appellant
vs
Henry Harrison appellee

On Appeal
This day comes the appellant by his Attorney And files his assignment of errors

Wightman & Hackney appellants
vs
Philip Williams appellee

On appeal
This day comes the appellants aforesaid by his attorney and files his assignment of errors

Obadiah Kendall
vs
David Johnson

On a writ of error.
This day Comes the plaintiff aforesaid by his attorney and files his assignment of errors.

Tuesday May the 6th 1834

Nelson Burdett appellant
vs
John yantis appellee } On appeal
This day Comes the appellant aforesaid by his attorney and files his assignment of errors.

Elias M Mear and Thomas Hickman
vs
Frederick G Bryan } On a writ of error
This day Came the plaintiffs aforesaid by their attorney and file their assignment of errors

Benjamin Halliday
vs
John Cooper } On a writ of error
This day Comes the plaintiff aforesaid by his attorney and files his assignment of errors, and the defendant Joins in error.

Thomas Harryman appellant
vs
William Sitton appellee. } On Appeal
This day Comes the appellant aforesaid by his attorney and files his assignment of errors and the appellee Joins in error.

Oliver P Brown appellant
against
Samuel Kelly appellee } On Appeal
This day Comes the appellant aforesaid by his attorney and files his assignment of errors

The Court then adjourned until tomorrow Morning eight Oclock

Wednesday Morning May the 7th 1834
The Court met pursuant to adjournment.
Judge McClure appeared and took his Seat

James Harryman appellant
vs
William E Robertson appellee } On Appeal
This day Comes the appellant aforesaid by his attorney and files his assignment of errors

Wednesday May the 7th 1834

Charles Burlow use &c
vs
Joseph D Sweeny
Writ of Error
This day Comes the plaintiffs by their attorney and file their assignment of errors, and the defendant joins in error

George Webb use &c
vs
Jesse M Garner & Stephens Trigg
Writ of Error
This day Comes the plaintiff aforesaid by his attorney and files his assignment of errors and the defendant joins in error

Allen O Grume
vs
Mazara Spencer
Writ of Error
This day Comes the plaintiff aforesaid by his attorney and files his assignment of errors

Nelson Burdett appellant
vs
John ryan his appellee
On appeal
This day Comes the appellee aforesaid by his attorney and files his joinder in errors

Obadiah Tindall
vs
David Johnson
Writ of error
This day Comes the defendant aforesaid by his attorney and files his joinder in errors

Elias N Wear & Thomas Nicholson
vs
Frederick A Bryan
Writ of error.
This day Comes the defendant aforesaid by his attorney and files his ~~assignment~~ joinder in errors

Cato appellant
vs
E. V. Hollingsworth appellee
On appeal
This day comes the appellant aforesaid by his attorney and files his assignment of errors

The Court then adjourned until tomorrow morning 9 o'clock A. M.

Thursday Morning May the 8th 1834

The Court met pursuant to adjournment

Thursday May the 8th 1834

Rufus Mefsersmith appellant
vs
John L Wetten appellee
} An appeal
This day Comes the appellant aforesaid by his attorney and files his assignment of errors

Caspfler and others
vs
Garret Harrison &c
} Writ of Error
This day Comes the Defendants aforesaid by their attorney and file their assignments of errors

Hightower J Hackney appellant
vs
Philip Williams appellee
} An Appeal
This day Comes the appellee aforesaid by his attorney and files his Joinder in error

Cato appellant
vs
E. V. Hastings worth appellee
} An Appeal
This day Comes the appellee aforesaid by his attorney and files his Joinder in error

James Harryman appellant
vs
William E Robertson appellee
} An appeal
This day Comes the appellee aforesaid by his attorney and files his Joinder in error

Allen D. Greene &c
vs
Victoria Spencer
} Writ of Error
This day Comes the Defendants aforesaid by their attorney and files their Joinder in error

George W Sibley appellee
vs
Robert Wood appellant
} An appeal

Now at this day come the parties aforesaid by their respective attorneys aforesaid and the Court being Satisfied that Charles H Lynch hath been appointed Administrator of the estate of Robert Wood deceased, (whose death was Suggested at the last term of this Court) It is therefore ordered by the Court here that said Suit Stand revived against the said Charles H Lynch as the administrator of said deceased

Nathaniel Ford
against } An Appeal &c.
Howard Circuit Court

Now at this day come the parties aforesaid by their respective attorneys aforesaid Whereupon all and Singular the premises being before the Court here fully argued, and the Court not being yet Advised what Judgment to give in the premises Leave time to deliberate thereon

George Webb use &c
against } On a writ of error
Stephen Bragg & Jesse M. Garnett

Stephen Bragg - Now at this day Come the parties aforesaid by their respective attorneys aforesaid Whereupon all and Singular the premises being before the Court here fully argued & the Court not being yet advised what Judgment to give in the premises Leave time to deliberate thereon

Benjamin Halliday
against } On a writ of error
John Cooper.

Now at this day Come the parties aforesaid by their respective attorneys aforesaid Whereupon all and Singular the premises being before the Court here fully argued and the Court not being yet advised what Judgment to give in the premises take time to deliberate thereon

Cato appellant
against } On appeal
EV Hallingsworth appellee

Now at this day Come the parties aforesaid by their respective attorneys aforesaid Whereupon all & Singular the premises being before the Court here fully argued, and the Court not being yet advised what Judgment to give in the premises take time to deliberate thereon

John M Robinson
against } On a writ of error
State of Missouri

The defendant in error aforesaid by her attorney files her motion & moves the Court here to affirm the Judgment of the Circuit Court

Thursday May the 8th 1884

John Suggs esqure Moved Application to this Court for a license to practice Law in the Inferior Courts of this State, and is thereupon admitted to an examination.

Asa Hinley
vs
Sanders Townsend
On a Motion for a Mandamus

Now at this day came the parties aforesaid by their respective attornies aforesaid. Whereupon as well the record and proceedings aforesaid, and the Judgment thereupon given as the Matters aforesaid by the said plaintiff for error assigned being seen and by the Court here fully understood & Mature Deliberation thereupon had, for that it appears to the Court here, that there is no error either in the record & proceedings aforesaid or in giving the Judgment aforesaid Therefore it is Considered by the Court here, that the Judgment aforesaid given in form aforesaid be in all things affirmed

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Asa Hinley
against
Sanders Townsend.
On Motion for a Mandamus

Now at this day came the parties aforesaid by their respective attornies aforesaid, and the return to the said Writ of Mandamus being Seen and argued by Counsel the Court do Consider and Adjudge that the Return aforesaid of the Clerk of this Court is Sufficient, and that a peremptory Mandamus Shall not be granted to said applicant. And it is also Considered that the said Asa Hinley pay the Costs of this proceedin.

John Anderson Plaintiff
against
vs On a Mandamus
Howard Circuit Court

Now at this day came the plaintiff aforesaid by their attorney and the defendant by Counsel; the Judge of the Howard Circuit Court, and no person appearing for the defendant the plaintiff by leave, the Court filed a Joinder in demurrer thereupon till and Singular the premises being ex parte heard the Court here fully argued and the Court not yet being advised what Judgment to give in the premises take time to deliberate thereon

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The Court then adjourned until tomorrow Morning Nine Oclock A M.

The Court met pursuant to adjournment — Friday May 9th 1834

George C Sibley appellant
Against } An appeal
Charles H Smith admr
of Robert Wood deceased } Now at this day Comes again the said Charles H Smith by his attorney Peyton R Hayden and enters his appearance in open Court to defend the force and injury &c.

Thomas Harryman appellant
Against } An appeal
Wilkins Tiers appellee

Now at this day Come the parties aforesaid by their respective attornies aforesaid Whereupon all and singular the premises being before the Court fully and the Court not being yet advised &c that Judgment to give in the premises take time to deliberate thereon

John A Trigg esquire having been examined before the judges of this Court as to his abilities and knowledge of the law & the Court being satisfied that he is qualified; and that he is a person of good Moral Character; Whereupon the said John A Trigg is admitted an attorney of this Court. & of the Several Courts of Record of this State. And thereupon took And Signs the Several oaths prescribed by Law.

J. & L. Bumgardners
Against } An Ordinance
Howard Circuit Court

Now at this Come again the parties aforesaid by their respective attornies aforesaid Whereupon all and singular the premises being before the Court fully argued, the Court do Consider and adjudge that the return aforesaid of the Circuit Court is insufficient: and it is further considered that a peremptory Mandamus issue to the said Circuit Court of Howard County Commanding it to grant to them the said J. & L. Bumgardners a writ of Mandamus against the said Justices and Commanding him to grant to them a writ of execution upon a Judgment rendered by him in favour of the said J. & L. Bumgardners against John H Garnett

Friday Morning May the 9th 1834

~~Came as by the Court is ordered that the Writ for Error~~
~~of Warrant be prayed for and granted~~

The Court then Adjourned until tomorrow Morning 9 Oclock AM

Saturday Morning May the 10th 1834
The Court met pursuant to adjournment -

Allen D Greene
Against } On a Writ of Error
Stagard Spencer

Now at this day Came the parties aforesaid by their respective attornies Whereupon all and Singular the premises being before the Court here fully argued, and the Court not being yet advised what Judgment to give in the premises take time to deliberate thereon -

G.S. and Jacob Hosler appellants
against } An appeal
Peyton Nowlin appelled

Now at this day Came the appellee aforesaid by his attorney, and files his motion, and Moves the Court to dismiss this appeal aforesaid

Jac Eppler and others
against } On Error
Samuel Harrison &c

Now at this day Came the said Samuel Harrison aforesaid by their attorney and file the Joinder in error

Nancy an infant &c
against } In error
Philip Trammell

Now at this day Came the parties aforesaid by their respective attornies aforesaid Whereupon all and Singular the premises being before the Court here fully argued, and the Court not being yet advised what Judgment to give in the premises to take time to deliberate thereon -

Mary an infant &c
against } On a writ of error
Philip Trammell — Now at this day came the parties aforesaid by their respective attornies aforesaid Whereupon all and Singular the premises being before the Court here fully argued, and the Court not being yet advised what Judgment to give in the premises to take time to deliberate

Saturday May the 10th 1834

Thereon. The Court then adjourned until Monday Morning 9 oclock A.M.

Monday Morning May the 12th 1834

The Court met pursuant to adjournment

George W Libby appellant
against } An appeal
Charles H Smith admr
of Robert Hood deceased appellee

This cause is abandoned by the appellant

Now at this day Came again the parties aforesaid by their respective attorneys aforesaid Whereupon as well the record and proceedings aforesaid, and the Judgment thereupon given as the matters aforesaid by the said appellant for error assigned being seen and by the Court here fully understood, and mature deliberation thereupon had: for that it appears to the Court here, that there is no error either in the record & proceedings aforesaid or in giving the Judgment aforesaid - Therefore it is Considered by the Court here that the Judgment aforesaid be in all things affirmed And stand in full force and effect the cause for error above assigned

Williams Mansfield appellant
against } An appeal
John Parker appellee

Now at this day Came again the parties aforesaid by their respective attorneys aforesaid Whereupon as well the record and proceedings aforesaid, and the Judgment thereupon given as the matters aforesaid by the said appellant for error assigned being seen, and by the Court here fully understood and mature deliberation thereupon had: for that it appears to the Court here, that there is no error either in the record & proceedings aforesaid or in giving the Judgment aforesaid - Therefore it is Considered by the Court here that the Judgment aforesaid be in all things affirmed And stand in full force and effect the cause for error above assigned

and alleged in any wise notwithstanding - And it is further Considered that the said John Parker Recover against the said Willia[illegible] Maupin his costs and Charges by him about his defence in this behalf said act and expended, and that he have thereof execution

Lewis Collier
against } In error
Richard Burton

Now at this day Came again the parties aforesaid by their respective attornies aforesaid - Whereupon as well the Record and proceedings aforesaid and the Judgment thereupon given as the matters aforesaid by the said plaintiff for error assigned being Seen and by the Court here fully understood and Mature deliberation thereupon had, for that it appears to the Court here that in the Record and proceedings aforesaid and also in giving the Judgment aforesaid it is manifestly erred - Therefore it is Considered by the Court here, that the Judgment aforesaid for the errors aforesaid, and others in the Record and proceedings aforesaid be reversed, annulled, and entirely for nothing esteemed: and it is further Considered that the said Lewis Collier Recover against the said Richard Burton his costs and Charges by him about the prosecution of his Writ of error in this behalf Laid out and expended and that he have thereof execution - Whereupon the Cause is remanded to the Circuit Court for the County of Nowrod for further proceedings

Richard Burton.
against } In error
Lewis Collier

Now at this day Came again the parties aforesaid by their respective attorneys aforesaid Whereupon as well the Record and proceedings aforesaid, and the Judgment thereupon given as the Matters aforesaid by the said plaintiff for error assigned being Seen by the Court here fully understood, and Mature deliberation thereupon had for that it appears to the Court here, that there is no error either in the Record and proceedings aforesaid or in giving the Judgment aforesaid - Therefore it is Considered by the Court that the Judgment aforesaid given in form aforesaid be in all things affirmed, and stand in full force and effect the Causes for error above assigned and alleged in any wise notwithstanding And it is further Considered that the said Lewis Collier Recover against the said Richard Burton his costs and Charges by him about his defence in this behalf Laid out and expended and that he have thereof execution -

Allen D Greene
against &c In Error
Allayra Spencer &c

Now at this day Came again the parties aforesaid by their respective attornies aforesaid Whereupon as well the record and proceedings aforesaid, and the Judgment thereupon given as the Matters aforesaid by the Said plaintiff for error assigned, being Seen and by the Court here fully understood and Mature deliberation thereupon had, for that it appears to the Court here that there is no error either in the record & proceedings aforesaid or in giving the Judgment aforesaid. Therefore it is Considered by the Court here, that the Judgment aforesaid given in form aforesaid be in all things affirmed, and Stand in full force and effect, the Causes for error above assigned & alleged in any wise not withstanding. And it is further Considered that the Said Alliza Spencer recover against the Said Allen D Greene her costs and Charges by her about her defence in this behalf laid out and expended And that She have thereof execution

A. Maupin
against &c In error
Martha Hill

Now at this day Came again the parties aforesaid by their respective attornies aforesaid Whereupon as well the Record and proceedings aforesaid, and the Judgment thereupon given as the Matters aforesaid by the Said plaintiff for error assigned being Seen and by the Court here fully understood and Mature deliberation thereupon had, for that it appears to the Court here, that there is no error either in the Record and proceedings aforesaid or in giving the Judgment aforesaid. Therefore it is Considered by the Court here, that the Judgment aforesaid given in form aforesaid be in all things affirmed, and Stand in full force & effect the Causes for error above assigned & alleged in any wise not withstanding. And it is further Considered that the Said Martha Hill recover against the Said Archibald Maupin her costs & Charges by her about her defence in this behalf laid out & expended and that She have thereof execution

Thomas Hargrave appellant
against &c Ans appeal
William Sitton appellee - Now at this day Came again the parties aforesaid by their respective attornies aforesaid Whereupon as well the record and proceedings aforesaid and the Judgment thereupon given as the matters aforesaid by the Said appellant for error assigned being Seen and by the Court here fully understood and

Mature deliberation thereupon had, for that it appears to the Court here that there is no error either in the Record and proceedings aforesaid or in giveing the Judgment aforesaid. Therefore it is Considered by the Court here that the Judgment aforesaid given in form aforesaid be in all things affirmed, and Stand in full force and effect the Causes for error above assigned and alleged in any wise notwithstanding. And it is further Considered that the said Williams Estes Recover against the said Shannon Harryman his costs and charges by him about his defence in this behalf laid and expended and that he have thereof execution.

Nathaniel Ford
against
Howard Circuit Court

Now at this day Came again the parties aforesaid by their respective attornies aforesaid whereupon as well the Record and proceedings aforesaid as the Return by the Judge of the Howard Circuit Court to the writ of Mandamus issued by the Judge of the Howard Circuit Court being seen and by the Court here fully understood and mature deliberation thereupon had, for that it appears to the Court here that the Return made aforesaid by the Judge of the Howard Circuit Court is sufficient and that a peremptory Mandamus be refused to the said applicant And it is ordered and adjudged that the said Nathaniel Ford pay the costs occurred herein.

Nancy one of the pltfs by &c
against
Philip Stansell

Now at this day Came again the parties aforesaid by their respective attorneys whereupon as well the record and proceedings aforesaid and the Judgment thereupon given, as the matters aforesaid by the said plaintiff in error for error assigned, being seen and by the Court here fully understood & mature deliberation thereupon had; for that it appears to the Court here that in the Record and proceedings aforesaid & also in the giveing the Judgment aforesaid it is manifestly erred. Therefore it is considered by the Court here that Judgment aforesaid for the errors aforesaid, and others in the Record & proceedings aforesaid be reversed, annulled, and entirely for nothing esteemed. And it is further considered that the said Nancy Recover against the said Philip Stansell her costs and charges by her about the prosecution of her said writ of error in that behalf laid and expended, and that she have thereof execution. Whereupon the Cause is remanded to the Circuit Court for the County of Howard for further proceedings

Monday May the 12th 1834

May an infant by &c
against &c In Error
Philip Cramell — Now at this day came again the parties
aforesaid by their respective attornies aforesaid. Whereupon
it is the Record and proceedings aforesaid, and the Judgment
thereupon given, as the matters aforesaid by the said plaintiff
above for error assigned being seen & by the Court here fully
understood and mature deliberation thereupon had: for that
it appears to the Court here, that in the Record & proceedings
aforesaid and also in the giving the Judgment aforesaid
it is manifestly erred — Therefore it is Considered by the Court
here that the Judgment aforesaid for the errors aforesaid &
others in the Record and proceedings aforesaid be reversed
annulled, and utterly for nothing esteemed, and it is
further Considered that the said May recover against the
said Philip Cramell her costs and Charges by her about the
prosecution of her said writ of error in that behalf laid out
and expended, and that she have thereof execution
Whereupon the Cause is remanded to the Circuit Court
for the County of Howard for further proceedings

Benjamin Holliday
against &c In error
John Cooper — Now at this day came again the parties
aforesaid by their respective attornies aforesaid. Whereupon
the Record and proceedings aforesaid, and the Judgment
thereupon given, as the matters aforesaid by the said plaintiff
above for error assigned being seen and by the Court here
fully understood and mature deliberation thereupon had
for that it appears to the Court here, that there is no error either
in the Record and proceedings aforesaid or in the giving the
Judgment aforesaid. Therefore it is considered by the Court that
the Judgment aforesaid given in form aforesaid be in all
things affirmed, and stand in full force and effect the said
Causes for error above assigned and alleged in any wise notwith
withstanding. And it is further Considered that the said
John Cooper recover against the said Benjamin Holliday
his costs and charges by him about his defence in that
behalf laid out and expended, and that he have thereof
execution

Charles H Smith administrator of
Robert Hood deceased appellant
against } On appeal
George C Sibley appellee } Now at this day Came again the parties aforesaid by their respective attornies aforesaid Whereupon as well the record and proceedings aforesaid and the Judgment thereupon given as the matters aforesaid by the said appellant above for error assigned being seen and by the Court here fully understood, and mature deliberation thereupon had: for that it appears to the Court here: that in the record and proceedings aforesaid: and also in the giving the Judgment aforesaid it is manifestly erred- Therefore it is considered by the Court here that the Judgment aforesaid for the errors aforesaid, and others in the record and proceedings aforesaid be reversed, annulled and entirely for nothing esteemed: and it is further considered that the said Charles H Smith administrator as aforesaid recover against the said George C Sibley his costs and charges by him about his appeal in this behalf laid out and expended and that he have thereof execution: Whereupon this cause is remanded to the Circuit Court for the County of Cooper for further proceedings

John M Robinson
against } For error - On Motion to affirm the Judgment of the Circuit Court State of Missouri - Now at this day came again the parties aforesaid by respective attorneys aforesaid, Whereupon all and singular the premises being before the Court here fully argued and the Court not yet being advised what Judgment to give on the premises take time to deliberate thereon

Jesse H Savoy appellant
against } An appeal
William S Birch appellee } Now at this day comes the appellee aforesaid by his attorney and files his motion, and moves the Court here to dismiss the above appeal

The Court then adjourned until to Morrow morning 9 o'clock A.M.

Tuesday Morning May the 13th 1834
The Court met pursuant to adjournment
John Leffler Benjamin Stephens
against } In error
James Harrison & Co - Now at this day come the said John Leffler & Benjamin Stephens by their attorney & file their motion and move the Court here, that the said Robt Carlin and Andrew Meginty the other plaintiffs in error [illegible]

they having failed to appear and assigne error, and that they the said John Lefflin and Benjamin Slaptens be permitted to sever from them on the trial of the said writ of error

Judge Nash withdrew from the Bench

George Sand Josiah Foster appellants
against } On a motion to dismiss the appeal
Peyton Nowlin appelled

Now at this day came again the parties aforesaid by their respective attornies aforesaid Whereupon all and Singular the premises being before the Court fully argued & the Court not being yet advised what Judgment to give in the premises time is taken to deliberate thereon

Jesse H Parry Appellants
against } An appeal
William S Burch appelled - Now at this day come the appellants aforesaid by their attorney & file their motion and move the Court for the writ of certiorari directed to the Clerk of the Boone Circuit Court commanding him to send up a true full and Complete copy of the record and proceedings had in Said Boone Circuit Court on the above mentioned Cause

John M Robinson
against } In error. On motion to affirm Judgment
State of Missouri } Now at this day came again the parties aforesaid by their respective attornies aforesaid - Whereupon all and Singular the premises being heard and read and by the Court here fully understood, and mature deliberation thereupon had - It is therefore considered by the Court that the Judgment of the Circuit Court be in all things affirmed and Stand in full force and effect; and it is further Considered that the said State of Missouri recover against the said John M Robinson her costs & Charges by her about her defence in this behalf laid out & expended and that She have thereof execution

Mark Reavis appellant
against } Appeal
Sanford [redacted]erson }
Now at this day Comes the appellee aforesaid

affirm the Judgment of the Boone Circuit Court in the cause aforesaid because the said appellant did not file or caused to be filed in this Court a transcript of the record and proceedings of the Circuit Court within the time prescribed by the 14th Section of the act regulating proceedings & practice at Law. Which motion being Seen and heard & by the Court fully understood and maturely deliberated upon had It is therefore Considered & adjudged by the Court here that the Judgment of the Boone Circuit Court between the parties aforesaid be in all things affirmed, and stand in full force and effect; and it is further considered that the said Sanford recover against the said Mark Reavis his costs & charges by him about his defence in that behalf laid out and expended, and that he have Hues of execution.

The Court then adjourned until tomorrow Morning 9 Oclock Am

Wednesday Morning May the 14th 1834

The Court met pursuant to adjournment.

J. & L. Bumgardner
Against
Ex Mandamus Motion for a rehearing
Howard Circuit Court

Now at this came again the plaintiffs aforesaid by their attorney aforesaid. And John B Clark & D. L Ring file their petition and pray the Court to grant a rehearing of the above cause between the parties aforesaid which petition being Seen and heard and by the Court here fully understood and mature deliberation had It is considered by the Court here that the prayer of the petition aforesaid be granted, and a rehearing is awarded in the above cause between the parties above named

George S. & Josiah Foster appellants
against
On appeal - On motion to dismiss appeal
Peyton Norvell appellee.

Now at this day came again the parties aforesaid by their respective attornies Whereupon all and Singular the premises being Seen and heard, and by the Court here fully understood, And mature deliberations thereupon had It is therefore considered by the Court here that the motion aforesaid of the said Appellee to dismiss the above appeal be overruled! and it is further considered by the Court, that the said appellants recover against the said appellee their costs & Charges by them about said motion herein expended

George Webb ux &c
Against } Ap error
Jesse M Garner & Stephen Briggs. The Court not yet being advised
what judgment to give in the premises Doth time until the
next term of this Court to deliberate, to which time the Cause
is Continued

Jesse M Garner &c appellants
Against } An appeal on motion for the writ of Certiorari
Wellborn & Burch appellees.

Now at this day Came again the parties
aforesaid by their respective attornies aforesaid. Whereupon all
and Singular the premises being Seen & heard and by the Court here fully
understood & mature deliberation had. It is considered & adjudged
by the Court here, that the writ of Certiorari be awarded to the
said appellants against Roger N Read Clerk of the Boone
Circuit Court Commanding him to Send up to this Court
a true, full and Compleate record of all the proceedings had
in the said Boone Circuit Court in the above Named Cause

Cato appellant
Against } An appeal
E. O Hollingsworth appellee

Now at this day came again the parties aforesaid
by their respective attornies aforesaid. Whereupon in all the record
proceedings aforesaid, and Judgment thereupon given. as the
matters aforesaid by the said appellant above for error assigned
being Seen and by the Court here fully understood and
Mature deliberation had; for that it appears to the Court here
that in the record and proceedings aforesaid and also
in the giving the Judgment aforesaid it is manifestly
erred. Therefore it is considered by the Court here that the Judgment
aforesaid for the errors aforesaid and others in the record
proceedings aforesaid be reversed, annulled, and entirely for
nothing esteemed: and it is further Considered by the Court
that the said Cato recover against the said E.O. Hollingsworth
his costs and charges by him about his appeal in that behalf
laid out and expended: and that he have thereof execution

Gray Bynum account against the State of Missouri for office
rent from the Second monday of September in the year 1833

to the Second monday of May in the year 834 Amounting to the Sum of Thirty two dollars is allowed, and ordered to be certified for payment according to Law.

Alfred M Morrison Sheriff of Howard County presents to the Court here his account against the State of Missouri for his attention to Said Court during the present term, and for Stationary to be furnished by him for Said Court Amounting to the Sum of Seventeen dollars and fifty Cents: which is allowed and ordered to be certified for payment as the Law directs.

John Price

against } On a writ of error

Simeon Cannon. Now at this day come the parties aforesaid by their respective attorneys aforesaid Whereupon the Said plaintiff by his attorney moves this Court to grant him a Supersedeas on the judgment of the Howard Circuit Court in favour of the Said Simeon Cannon against the Said John Price: Whereupon all and Singular the premises being Seen and heard, and by the Court here fully understood, it is considered that the writ of error issued herein be made a Supersedeas on the Judgment aforesaid, and that the Same be obeyed according. Whereupon [redacted]ard T Hughes, and Joseph Shepherd present here in Court jointly & Severally acknowledge themselves indebted to the Said Simeon Cannon in the Sum of two hundred dollars to be levied of their respective goods & chattels lands & tenements, but to be void on Condition that the Said John Price shall prosecute his Said writ of error with effect and pay and Satisfy the Condemnation Money and all costs or otherwise abide the Judgment of this Court in this Cause: The Said Security being approved of as Sufficient: And it is ordered that the Clerk of this Court indorse on the Said writ of error, that it shall be a Supersedeas and obeyed as Such accordingly

Cato appellant

against } On appeal - On motion for a rehearing

E V Hollingsworth. Now at this day Comes the appellee aforesaid by his attorney aforesaid & files his motion & moves the Court here to grant to the Said appellee a rehearing of the above cause. Which motion being Seen and by the Court here fully understood, and mature deliberation thereupon had. It is therefore considered by the Court that the Said motion be overruled: and it is further considered that the Said Cato recover against the Said Hollingsworth, his costs & charges by him about his defence in this behalf laid out & exhausted.

Wednesday May the 14th 1834

G S & F Slater appellants
against } On appeal. On motion to reconsider motion
Peyton Norris. appellee } The appellee aforesaid by his attorney
files his motion and prays the Court here to grant a rehearing of
said appellees motion filed at this Court to dismiss the appeal
appeal, and the consideration thereof is continued
until the next terms of this Court.

Elias N McCarvethers
against } Error
Frederick A Bryan

Now at this day came the parties aforesaid
by their respective attorneys. Whereupon all & singular the premises
being heard the Court here fully argued and the Court not
yet being advised what Judgment to give on the premises
take time until the next terms of this Court to which day this cause is continued. On the argument of the above
cause Judge Nash withdrew from the bench.

Robert Brown &
Jacob Hardrick
Charles Eng Cashiers
against } On appeal
Robert Brown, Jacob
McClinney & Smith

Now at this day came the parties aforesaid
by their respective attorneys aforesaid. And it appearing to the
Satisfaction of the Court here that there was an appeal granted
in the above cause at the last terms of the Howard Circuit
Court, and the appellants having failed to prosecute the
Record of the said Circuit Court agreeably to law &
the rules of this Court, It is therefore upon the motion
of the counsel for the appellee ordered & adjudged that the
appeal aforesaid of the appellants be dismissed & that the
decree aforesaid of the said Howard Circuit Court be in all
things affirmed & stand in full force & effect; and it is
further considered that the said appellee recover against
the said appellants his costs and charges by him about his defence
in this behalf laid out & expended & that he have therefor
execution.

The Court then adjourned until the next Court in
Course.

The proceedings of the present term of this Court commence
at page two hundred and twenty three and end at page
two hundred and forty and contain ninety seven pages

Abner McGuire Presid

Tuesday Morning September the 2d 1834

State of Missouri

On the first Monday after the fourth Monday of August (It being the first day of September) in the year of our Lord One thousand eight hundred & thirty four and being the day appointed by law for holding the Supreme Court for the first Judicial district of said State, And the Judges of said Court not appearing, the same stood Adjourned until tomorrow -

Tuesday September the 2d 1834

And at a Supreme Court Organized and held for the first Judicial district of the State of Missouri at the town of Fayette in the County of Howard on Tuesday the Second day of September in the year eighteen hundred and thirty four. Present the Honble George Tompkins & Robert Wash Esqrs Judges of the Supreme Court & Gray Rynearson Clerk & A W Morrison Sheriff

William L Smith Appellee
against } On an Appeal
Robert Brown & others Appellants

The appellants by their attorney file their Assignment of errors.

I & J R Price
against } Error
Joseph Balsa. The plaintiffs by their attorney file their assignment of errors

John Banks
against } Error
John Gooch. The plaintiff by his attorney files his assignment of errors.

Payton Naylor Appellee
against } Appeal
Foster & Foster Appellants - The appellants by their attorney file their assignment of errors -

John Thorp Appellee
against } Appeal
Charles McLean admr. Appellants. The appellants by his attorney files his Assignment of errors -

Monday morning September the 24. 1854.

Goodman Oldham Appellee
against } Appeal
John B Anderson appellant.

On motion of the appellant aforesaid by his attorney aforesaid. It is Ordered by the Court here that the Writ of Mandamus be issued against the Clerk of the Chariton Circuit Court Commanding him to send up to this Court a true, full and Complete transcript of the Record and proceedings in the above named Cause, in said Chariton Circuit Court.

The Court then adjourned until tomorrow morning eight Oclock A. M.

Wednesday morning September the 25. 1854.
The Court met pursuant to adjournment.

John Price
against } Error
Simeon Cannon The plaintiff aforesaid by his attorney aforesaid files his assignment of errors

William S Burch appellee
against } Appeal
Jesse H Savey & appellants.

The Appellants aforesaid by their attorney aforesaid file their assignment of errors— The appellee by his attorney confesses the errors.

William L Smith appellee
against } Appeal
Robert Brown & appellants.

The appellee aforesaid by his attorney aforesaid files his Motion and Moves the Court to dismiss the above Appeal

Benjamin F Jarvis appellee
against } Appeal
Nelson Burdett. appellants.

Now at this day Come the parties aforesaid by their respective attornies aforesaid Whereupon all and Singular the premises being Seen and heard, and before the Court here fully Argued, and the Court not being yet advised What Judgment to give in the premises take time to deliberate thereon

Wednesday Morning September the 5th 1856.

Philip Williams appellee
against } Appeal
Hughlower & Hackney appellants.

Now at this day come the parties aforesaid by their respective attornies aforesaid Whereupon all and singuler the premises being by the Court here fully argued and the Court not yet being advised what Judgment to give in the premises take time to deliberate thereon—

John H Graham appellee
against } Appeal
Elijah & Dale appellants—

By agreement of the parties hereto in Court, further proceedings herein are continued under the next term of this Court—

John Thorpe appellee
against } Appeal
Charles McLean administrator appellant.

The appellee aforesaid by his attorney aforesaid files his joinder in errors—

John G Witten appellee
against } Appeal
Asahel McWhorter appellant.

Now at this day came the parties aforesaid by their respective attornies aforesaid. Whereupon all and singuler the premises being before the Court here fully argued and the Court not yet being advised what Judgment to give in the premises take time to deliberate thereon. Continued until the next term of this Court—

William L Birch appellee.
against } Appeal
Jesse H Lucy & others appellants.

Now at this day came the parties aforesaid by their respective attornies aforesaid. Whereupon all and singuler the premises being before the Court here fully argued, and the Court not being yet advised what Judgment to give in the premises take time to deliberate thereon.

Jacob Hoover
vs } Error
[redacted] Samuel &c. The plaintiff aforesaid by his attorney aforesaid files his motion & prays the Court for a Supersedeas in this [illegible] case

The Court then adjourned until to morrow one Morning Eight Oclock

Thursday Morning September the 4th 1854.

The Court met pursuant to adjournment.

Charles Burton and others
against
Writ of error
Joseph Swinney. Now at this day Come the parties aforesaid by their respective attorneys aforesaid Whereupon all and Singular the premises being before the Court here fully argued & the Court not being yet advised what Judgment to give in the premises take time to deliberate thereon.

J & J R Snee against Joseph Halsa on a writ of error.

The defendant by his attorney aforesaid files his joinder in errors.

William E Robertson appellee
against
Appeal
James Harryman appellant

Now at this day Came the parties aforesaid by their respective attorneys aforesaid. Whereupon all and Singular the premises being before the Court here fully argued, and the Court not being yet advised what Judgment to give in the premises take time to deliberate thereon.

J. Leffler &c
against
Error
James Harrison &c. Now at this day Came the parties aforesaid by their respective attorneys aforesaid and the plaintiffs aforesaid by their attorney aforesaid pray the Court to renew the Order of this Court made at the last term thereof for a Summons to issue against Robert Morton and Andrew McGuire they having failed to appear and assign errors, and for the said John Leffler to Benjamin Nicholas to sever from them on the said writ of error. Whereupon said Motion being seen and heard, and by the Court here fully understood. It is therefore Considered by the Court that the said Motion be overruled

Henry Harryman vs R B. Harris appellant
Appeal

Now at this day Come the parties aforesaid by their respective attorneys aforesaid. Whereupon all and Singular the premises being before the Court here fully argued and the Court

Thursday September the 4th 1834

not being yet advised what Judgment to give in the premises they take time to deliberate thereon

J Leffler & others
against } Writ of error
James Harrison dec'd

Now at this day came the parties aforesaid by their respective attornies aforesaid and it appearing to the Court here that the plaintiffs Robert Carlisle & Rebecca McGuilly have failed to assign errors herein, and that the plaintiffs J Leffler & Benjamin Stephens have failed to take out the writ of Summons awarded them at the last term of this Court therefore on motion of the defendants aforesaid by their attorney aforesaid It is ordered by the Court here that the Writ of error aforesaid be dismissed: and that defendants recover against the plaintiffs their Costs and Charges by them about their defence in this behalf laid out and expended and that they have thereof Execution. Leave is given to the plaintiffs to withdraw the record in the above cause.

John L Scott vs Henry Remnick } Writ of error.

Now at this day Come the parties aforesaid by their respective attornies aforesaid, and the plaintiff aforesaid by his attorney aforesaid says that he will not further prosecute said writ of error against the said defendants, but voluntarily dismisses the same. Therefore it is Considered by the Court here that the said Remnick recover against the said John L Scott his Costs And Charges by him about his defence in this behalf laid out and expended and that he have thereof Execution

Samuel Kelley appellee
against } Appeal
Oliver Flowers appellant. Now at this day Came the parties aforesaid by their respective attornies aforesaid. Whereupon all and singular the premises being heard fully argued and the Court not being yet advised of their judgment to give in the premises take time to deliberate thereon.

Jacob Hoover vs Lemuel Samuel dec'd } Writ of Error.

Now at this day Come the parties aforesaid by their respective attornies aforesaid. Whereupon the Said plaintiff aforesaid by his attorney aforesaid moves this Court to grant him a Scire facias on the Judgment of the Boone Circuit Court in favour of the said Lemuel Samuel dec'd against the said Jacob Hoover Whereupon all and singular the premises being heard and by the Court fully understood, It is considered that the Writ of error issued in this cause be dismissed and the Judgment aforesaid and that the same be obeyed and such accordingly. Whereupon [illegible]

to Lawrence Samuels &c in the Sum of One hundred & twenty dollars to be levied of his respective goods & chattels lands and tenements, And to be void on Condition that the said Jacob Hoover Shall proceede his said writ of error with effect pay and Satisfy the Condemnation Money & all Cists. or otherwise abide the Judgment of this Court in this Cause: the said Security being approved of as Sufficient. And it is Ordered that the Clerk of this Court endorse on said writ of error, that it Shall be a Supersedeas and Object as Such accordingly

William & Smith appellee

against } Appeal On Motion to dismiss

Robert Brown & others appellants. Now ab this day Come the parties aforesaid by their respective attorneys aforesaid Whereupon the appellees Motion filed herein to dismiss the above Appeal being Seen and heard and by the Court fully understood. It is Considered by the Court that the appeal aforesaid for the Reasons aforesaid be dismissed: & it is further Considered by the Court that the Said appellee Recover against the Said appellants his costs & Charges by him about Said appeal Cist out & expended & that he have thereof Execution

A deed from John Johnson & Sally Johnson his wife John Mc Cown and Nancy Mc Cown his wife & Sally Jennings to Thomas Barbee was this day acknowledged in open Court by the Said John Johnson & Sally Johnson his wife. John Mc Cown & Nancy Mc Cown his wife and Sally Jennings to be their act and deed. And the Said Sally Johnson & Nancy Mc Cown were examined by the Court as the law directs, whether they executed the Said deed and Relinquish their dower to the lands & tenements therein mentioned Voluntary, freely, and without Compulsion or undue influence of their Said husbands. Whereupon they acknowledged and declared that they executed the Said deed & relinquish their dower to the lands & tenements therein mentioned with their own free will & accord and without the Compulsion or undue influence of their Said husbands and do not wish to retract the Same. The Said John Johnson, Sally Johnson, John Mc Cown, Nancy Mc Cown & Sally Jennings not being personally known to the Court were identified as the above named persons by the testimony of George H Morton. And thereupon the Said deed is Ordered to be Certified as the Law directs

A deed from John Johnson & Sally Johnson his wife, Thomas Barbee and Rhoda Barbee his wife to John McLeans was this day acknowledged in Court by the said John Johnson, & Sally Johnson his wife, Thomas Barbee and Rhoda Barbee his wife and Sally Jennings to be their act and deed. And the said Sally Johnson, Rhoda Barbee were examined by the Court as the Law directs whether they executed the said deed and relinquished their dower to the Lands and Tenements therein Mentioned Voluntary, freely & without Compulsion or undue influence of their said husbands. Whereupon they acknowledged & declared that they executed the said deed & relinquished their dower to the Lands & Tenements therein Mentioned with their own free will & accord, and without the Compulsion or undue influence of their said husbands & do not wish to retract the Same.

The said John Johnson, Sally Johnson, Thomas Barbee Rhoda Barbee & Sally Jennings not being personally known to the Court were identified as the above named persons by the testimony of George H Prince - And thereupon the said deed is ordered to be certified as the Law directs.

A deed from John McLeran, & Nancy McLeran his wife Thomas Barbee & Rhoda Barbee his wife, John Johnson & Sally Johnson his wife to Sarah Jennings was this day acknowledged in Open Court by the party of the first part to be their act & deed. And the said Nancy McLeran, Rhoda Barbee, & Sally Johnson, were examined by the Court as the Law directs whether they executed the said deed and relinquish their dower to the Lands & Tenements therein mentioned voluntarily and without the Compulsion or undue influence of their said husbands. Whereupon they acknowledged & declared that they executed the said deed & relinquished their dower to the Lands & Tenements therein mentioned with their own free will & accord and without the Compulsion or undue influence of their said husbands and do not wish to retract the same - The said John McLeran, Nancy McLeran, Thomas Barbee, Rhoda Barbee, John Johnson & Sally Johnson not being personally known to the Court were identified as the above named persons by the testimony of George H Prince. And thereupon the said deed is ordered to be Certified as the Law directs -

Thursday September the 4th 1854.

William F Smith
against } An Appeal for an Appeal
Robt Brownrigg. The defendants by their attorney file their motion & pray the Court for an appeal from the decree of the Howard Circuit Court between the parties aforesaid to the first Judicial district of the Supreme Court of the State of Missouri

The Court then adjourned until to morrow morning 8 Oclock

Friday September the 5th. 1854.
The Court met pursuant to adjournment

Peyton Nowlin vs Foster & Foster. On Appeal
E. N. Wear vs F. A Ryan do. Error.
O. Tindall vs D. Johnson. do. Error
G. Webb. vs Garner & Trigg. do. Error.
J & L Runnigardner vs Howard Circuit Court. Mandamus
John Thorp vs Chs. McLeanddmr. Appeal
Goodman Oldham vs John B Anderson — Appeal

The causes aforesaid are continued until the next term of this Court.

Peyton Nowlin appellee
against } Ors Appeal.
Foster & Foster Appellants.

Now at this day Comes the Appellee aforesaid by his attorney aforesaid, and files his motion for the dismissal of Appellants appeal against this Court. The consideration of Said Motion is Continued until the next term of this Court — Leave granted the parties to the Court having inadvertently passed the case without hearing

John Brady
against } Error
John Enoch. The plaintiff by his attorney files his petition for the errors assigned herein to be taken for

Friday September 5th 1834.

the defendant having failed to file errors

John Price
against
Denis Cannon. Now at this day come the parties aforesaid by their respective attornies aforesaid. Whereupon all and singular the premises being heard the Court here fully advised and the Court not being yet advised what Judgment to give in the premises take time to deliberate thereon

The Court then adjourned until to-morrow 9 o'clock A.M.

Saturday September the 6th 1834

The Court met pursuant to adjournment

Philip Williams appellee
against
Hightower & Hackney appellants

Now at this day come the parties aforesaid by their respective attornies aforesaid. Whereupon all and singular the record and proceedings aforesaid and the judgment thereupon given, as the matters of said by the said appellant above for error assigned, being seen and by the Court here fully understood, and mature deliberation thereupon had for that it appears to the Court here that there is no error either in the record and proceedings aforesaid or in the giving the judgment aforesaid. Therefore it is considered by the Court that the judgment aforesaid given in form aforesaid be in all things affirmed, and stand in full force and effect the said Causes for error above assigned, and alleged in any wise notwithstanding and it is further considered that the said Philip Williams recover against the said Hightower & Hackney his costs & charges by him about his defence on his behalf laid out and expended and that he have thereof execution

Henry Harrison appellee
against
Denis B Harrison. Now at this day come the parties aforesaid by their respective attornies aforesaid. Whereupon

as with the Record and proceedings aforesaid and the Judgment thereupon given as the matters aforesaid by the said assignment of Errors above assigned being Seen and by the Court here fully understood, and mature deliberation thereupon had for that it appears to the Court here that there is no Error in the Record and proceedings aforesaid, be Reversed, Annulled and entirely for nothing esteemed: and it is further Considered by the Court here that the said Reuben D Harris Recover against the said Henry Harriman his Costs and Charges by him about his defence in this behalf laid out and expended and that he have thereof execution

Whereupon the Cause is remanded to the Circuit Court for the County of Bosier for further proceedings

John Jones
against
The Writ of Error
Duncan Cameron Now at this day Come the parties aforesaid by their respective attornies aforesaid. Whereupon as well the Record and proceedings aforesaid, and the Judgment thereupon given, as the matters aforesaid by the said plaintiff above for error assigned being Seen and by the Court here fully understood, and mature deliberation thereupon had for that it appears to the Court here that there is no Error either in the Record and proceedings aforesaid or in the giving the Judgment aforesaid. Therefore it is Considered by the Court that the Judgment aforesaid be in all things affirmed and stand in full force and effect. the said Cause for error above assigned alleged in any wise notwithstanding. And it is further Considered that the said Duncan Cameron Recover against the said John Jones his costs and Charges by him about his defence in this behalf laid out and expended and that he have thereof execution

John Sands

against } Writ of error. Coram hic to take cognizance for Confirmed

John Tooch. Now at this day Come the parties aforesaid by their respective Attorneys aforesaid. Whereupon the said plaintiff in error Comes here to take the error aforesaid in this Cause for Confirmed being seen and heard and by the Court here fully understood and Diverse deliberations had for that it appears to the Court here that in the Record and proceedings aforesaid and also in the giving the Judgment aforesaid it is Manifestly erred. Therefore it is Considered by the Court here that the Judgment aforesaid for the error aforesaid and other in the Record & proceedings aforesaid be reversed annulled and entirely for nothing esteemed and it is further Considered by the Court here that the said John Sands recover against the said John Tooch his Costs & Charges by him about his said writ of error in this behalf Paid and that execution issue to the Circuit Court for the County of Lafayette for further proceedings

J. & J. R. Price
against } Writ of error
Joseph. Hall. Now at this day Come the parties aforesaid by their respective Attorneys aforesaid. Whereupon the Record and proceedings aforesaid & the Judgment thereupon given, as the matters aforesaid by the said plaintiffs therein assigned being Seen & by the Court here understood, and Mature deliberation thereupon had. for that it appears to the Court here that in the Record and proceedings aforesaid and also in the giving the Judgment aforesaid it is Manifestly erred. Therefore it is Considered by the Court here that the Judgment aforesaid for the errors aforesaid & also in the Record and proceedings aforesaid be reversed annulled and entirely for nothing esteemed and it is further Considered by the Court here that the said J. & J. R. Price recover against the said Joseph Hall their Costs and Charges by them about their suit of error in this behalf Expended and that they have Execution — Whereupon the Cause is remanded to the Circuit Court for the County of Lafayette for further proceedings

Allen E Robertson Sheriff
against } Writ
James Newman. Now at this day Come the parties

by their respective attorneys aforesaid Whereupon as well the Record and proceedings aforesaid and the Judgment thereupon given as the Matter aforesaid by the said Appellant assigned for error as also the said Appellee by the Court here fully understood and by the Court here duly deliberation thereupon had. For that it appears to the Court here that in the Record and proceedings aforesaid and also in the giving the Judgment aforesaid. Therefore it is considered by the Court here that the Judgment aforesaid given in form aforesaid be in all things affirmed and stand in full force and effect the said Appellant for error above assigned or alleged in any wise not withstanding

And it is further Considered that the said Nelson Burdett Recover against the said Benjamin H Jarvis his Costs and Charges by him about his defence in this behalf laid out and expended and that he have thereof Execution

Benjamin H Jarvis Appellant
against
Nelson Burdett Appellee

Now at this day Come the parties aforesaid by their respective attorneys aforesaid. Whereupon as well the Record and proceedings aforesaid and the Judgment thereupon given as the Matter aforesaid by the said Appellant above for error assigned being seen and by the Court here fully understood and Matter deliberation thereupon had. For that it appears to the Court here that in the Record and proceedings aforesaid and also in the giving the Judgment aforesaid it is Manifestly erred

Therefore it is Considered by the Court here that the Judgment aforesaid for the errors aforesaid and other in the Record and proceedings aforesaid be reversed annulled and entirely for nothing esteemed: and it is further Considered by the Court that the said Nelson Burdett Recover against the said Benjamin H Jarvis his Costs and Charges by him about his defence in this behalf laid out and expended and that he have thereof Execution

And it is further Considered by this Court that the Complainants Bill be dismissed.

Wallace & Burch appellees
against & Appeal
Jesse H Lacey & appellants Now at this day comes the parties
aforesaid by their respective attorneys aforesaid Whereupon
as well the Record and proceedings aforesaid and the
Judgment thereupon given as the matters aforesaid by
the said appellants above for error assigned being seen & by
the Court here fully understood and Mature deliberation
thereupon had, for that it appears to the Court here that in
the Record and proceedings aforesaid and also in the
giving the Judgment aforesaid it is manifestly erred
Therefore it is Considered by the Court here that the Judgment
and aforesaid for the errors aforesaid and others in the Record
and proceedings aforesaid be reversed, annulled and
entirely for Nothing esteemed: and it is further Considered
by the Court here that the said Jesse H Lacy Appellant recover against
the said Wallace & Burch their costs and Charges by them
about their said appeal on their behalf land out & expended
and that they have thereof Execution— Whereupon the cause
is Remanded to the Boone Circuit Court for
further proceedings—

Charles Burton and others
against & Appeal from
Joseph Swany— Now at this day comes the parties aforesaid
by their respective attorneys aforesaid and the Court not
being yet advised what Judgment to give in the premises,
thereupon the cause is ordered to be continued until the
next term of this Court for Consideration—

Samuel Riley appellee
against & Appeal
Oliver G Brown appellant— Now at this day comes the parties
aforesaid by their respective attorneys aforesaid and the
Court not being yet advised what Judgment to give
in the premises, thereupon the cause is ordered to be
Continued until the next term of this Court for
Consideration—

William T Lamb
against & Error to Boone Circuit
Edmund Gaines ; Now at this day comes the parties aforesaid
by their respective attorneys aforesaid Whereupon Said Justices
Opinion was read in the Record and the Court not yet being
advised what Judgment to give in the premises takes time
to deliberate thereon.

Saturday September the 11th 1834

Fielding A Rice & Robt Snee by their Attorney make application for a Mandamus against the Judges of the Circuit Court of Monroe County—

Benjamin Hyatts appellee
against
Appeal. On Motion for Assignment
Nelson Randolt— appellant—

Now at this day came the parties aforesaid by their respective attorneys aforesaid & thereupon the appellee by his attorney aforesaid filed his Motion for a Assignment of this Cause

Philip Milligan appellee
against
Appeal
Hightower T Hackney appellant—

Now at this day came the parties aforesaid by their respective attorneys aforesaid & thereupon the record and proceedings aforesaid, and the Judgment thereupon given as the matters aforesaid by the said appellant above for error assigned being seen and by the Court thereof fully understood, and mature deliberation thereupon had for that it appears to the Court here that in the record and proceedings aforesaid and also in the giving the Judgment aforesaid it is manifestly erred. Therefore it is considered by the Court here that the Judgment aforesaid for the error aforesaid & others in the record and proceedings aforesaid be reversed annulled and entirely for nothing esteemed; and it is further considered by the Court that the said Hightower T Hackney recover against the said Philip Milligan his costs and charges by him about his appeal in this behalf laid out & expended that he have Execution. Whereupon the cause is remanded to the Monroe Circuit Court for further proceedings—

The Court then adjourned until Monday 8 o'clock

Monday September the 8th 1834
The Court met pursuant to adjournment—

Monday September the 8th 1834

Alfred M Morrison Sheriff of Howard County presents to the Court his account against the State of Missouri for the sum of twelve dollars & Sixty two & cents for his attendance on said Court at the present term and for Stationary & furnished for Said Court which is allowed & ordered to be certified for payment as the law directs

The Court allow to Gray Byrnes his account against the State for attendance from the Second monday of May 1834 to the Second Monday of September 1834 amounting to the sum of Sixteen dollars which is ordered to be Certified for payment as the law directs

William L Smith

against } Ouster Motion for an appeal

Robert Brownde. Now at this day come the parties aforesaid by their respective attornies aforesaid Whereupon said Motion being Seen & heard & by the Court here fully understood & matured deliberation thereupon had It is therefore Considered by the Court that said Motion be overruled & that the plaintiff recover against the defendant his costs in this behalf laid out & expended

Benjamin St Jarvis appellee

against } Motion to reargument

Nelson Burdett appellant

Now at this day come the parties aforesaid by their respective attornies aforesaid whereupon all & singular the premises being Seen & by the Court here fully understood It is thereupon ordered by the Court here that a reargument of this cause be granted to the said Benjamin St Jarvis and the cause is continued for reargument until the next term of this Court

Fr O. Price & R. Price

against } Motion for a Mandamus

C. Ward. On Motion of the said F O Price & R Price by their attorney it is ordered that a writ of Mandamus issue to the Circuit Court of Monroe County Commanding that Court to grant the writ of forbidden against Caleb Ward a Justice of the peace as prayed for on the said Circuit Court by the said plaintiffs, or to show cause why he refused to grant Said writ

The Court then adjourned until the next Common Course

The proceedings of the present term of this Court commence at page two hundred & forty two and end at page 256 and contains fifteen pages.

George Tompkins
President pro. tem.

Monday, May 4th 1835.

Mah of Petersburg Court.

On the first Monday [illegible] the [illegible] day of March, it being the 4th day of the month, and the year of our Lord one thousand eight hundred and thirty five, the Court aforesaid was held by the Justices thereof, present [illegible] Esqrs. and on the motion of Thomas Dejarnett, it is ordered that Thomas Dejarnett be appointed Overseer of the road from the Mill Creek Bridge to the Dinwiddie line, in the room of Thomas Dejarnett, who is discharged from the same.

Tuesday, April 5th 1831.

The Petition of Thomas Dejarnett, praying that a road may be laid out from the Mill Creek Bridge to the Dinwiddie line, at the most convenient place, and that he may be appointed Overseer of the same, is rejected.

On Tuesday the fifth day of May in the year of our Lord one thousand eight hundred and thirty five.

The Worshipful Peter Edmunds, Esq. Chairman

George Jones

Peter Traylor

Wilson C. Nicholas, Esq. and Samuel Cox, Gent.

Commissioners appointed by an act of the General Assembly entitled an act to amend the several acts concerning the Town of Petersburg, passed the 5th day of March 1831, and the Common Council of the said Town, met pursuant to the directions of the said act.

Thomas Graham

Thomas B. Gates

Edwin Whitehead

Present

The Petition of Thomas Graham, Thomas B. Gates and Edwin Whitehead, praying that they may be appointed Commissioners of Streets, in the room of Thomas Graham, Thomas B. Gates and Edwin Whitehead, who have resigned their appointments, is rejected.

The Petition of Thomas Graham, Thomas B. Gates and Edwin Whitehead, praying that they may be appointed Commissioners of Streets, in the room of Thomas Graham, Thomas B. Gates and Edwin Whitehead, who have resigned their appointments, is rejected.

Tuesday Nov 5th 1895

Edward Bartley
vs
Ellen Bartley

The Plaintiff by his attorney
accepts the Issue joined
& Thereupon the Record for the Continuance
the Cause & Causes of Action aforesaid

Lucas Hebert
vs
Ellen Mehrens - The Plaintiff by his attorney
file his Affidavit & Summons & Complaint and thereupon
Appealed by the Attorney for the Defendant

Conrad Mehrens
vs
Ellen Mehrens - The Plaintiff by his attorney file
Affidavit & Summons & Complaint & thereupon
Appealed by the Attorney for the Defendant

Conrad Mehrens
vs
Ellen Mehrens - The Plaintiff by his attorney file
Affidavit & Summons & Complaint & thereupon
Appealed by the Attorney for the Defendant

Conrad Mehrens
vs
Ellen Mehrens - The Plaintiff by his attorney file
Affidavit & Summons & Complaint & thereupon
Appealed by the Attorney for the Defendant

Conrad Mehrens
vs
Ellen Mehrens - The Plaintiff by his attorney file
Affidavit & Summons & Complaint & thereupon
Appealed by the Attorney for the Defendant

Conrad Mehrens
vs
Ellen Mehrens - The Plaintiff by his attorney file
Affidavit & Summons & Complaint & thereupon
Appealed by the Attorney for the Defendant

Conrad Mehrens
vs
Ellen Mehrens - The Plaintiff by his attorney file
Affidavit & Summons & Complaint & thereupon
Appealed by the Attorney for the Defendant

Conrad Mehrens
vs
Ellen Mehrens - The Plaintiff by his attorney file
Affidavit & Summons & Complaint & thereupon
Appealed by the Attorney for the Defendant

Conrad Mehrens
vs
Ellen Mehrens - The Plaintiff by his attorney file
Affidavit & Summons & Complaint & thereupon
Appealed by the Attorney for the Defendant

Tuesday May 5th 1835

[illegible]
[illegible]
[illegible]
[illegible] Plaintiff by his Attorney and [illegible] Defendant
[illegible] by his Attorney

The Creek Nation [illegible] Plaintiff in Error
Creek Nation for the use of [illegible]
[illegible] of the Creek Nation

[illegible]
[illegible]
[illegible] Plaintiff by his Attorney and [illegible] Defendant
[illegible] by his Attorney

[illegible]
[illegible]
[illegible] Plaintiff by his Attorney and [illegible] Defendant
[illegible] by his Attorney

[illegible]
[illegible]
[illegible] Plaintiff by his Attorney and [illegible] Defendant
[illegible] by his Attorney

[illegible]
[illegible]
[illegible] Plaintiff by his Attorney and [illegible] Defendant
[illegible] by his Attorney

[illegible]
[illegible]
[illegible] Plaintiff by his Attorney and [illegible] Defendant
[illegible] by his Attorney

[illegible]
[illegible]
[illegible] Plaintiff by his Attorney and [illegible] Defendant
[illegible] by his Attorney

[illegible]
[illegible]
[illegible] Plaintiff by his Attorney and [illegible] Defendant
[illegible] by his Attorney

Tuesday May 6th 1835.

Ackles Rodgers appellt
vs. Appeal
John Baxter - Upon day this Cause Ackles Rodgers
by his Attorney filed his Assignment of Errors

Isaac Preston appellt
vs Appeal
John McKeagey - The said appellee by his Attorney
Isaac Preston & Dismissed his appeal and
file his Recognizance -

Robert A. Nichols
vs Appeal
Isaac Grigg - The Appellee entered by his Attorney
filed his Assignment of Errors -

M. Lloyd
vs Appeal
M. Gibson - The Plaintiff by his Attorney filed
his Assignment of Errors -

Nicholas Rachel Appellt
vs Appeal
Joseph Parrish - The Appellant by his Attorney
May filed his Assignment of Errors -

Isaac Graves
vs Appeal
Samuel Sewell - The said Isaac Graves by
his Attorney filed his Assignment of Errors -
The Court Allowed a Peremptory Writ

Wednesday Morning May 6th 1835.

The Court Met Pursuant to Adjournment

Wednesday May 6th 1835

[illegible]

[illegible]

[illegible]

Mo. Circuit Court

[illegible]

[illegible] Mr. Justice [illegible]

[illegible] - The said Commissioners the other defendants move this Court for a Mandamus to the Circuit Court of Jackson County, which Motion being seen heard and by the Court here fully understood and matter deliberation thereupon had it is considered that the said be granted and it is further considered that the said defendants pay the costs incurred herein.

... Saturday May 9th 1835

Elias C. Hartell apelt

vs Appeal &c. — On Motion &c. appears Edg. Nelson & Miller — Now at this day comes the parties aforesaid by their respective attorneys aforesaid, Whereupon and Upon hearing read the Record and proceedings and Decree in this Cause and Upon Motion by Counsel for the said Appellee it is ordered by the Court that the said Appeal be and the same is hereby dismissed with Costs and that the said Appellee recover against the said Appellant Elias C. Hartell his Costs by him about his Defence in this behalf expended and that the said Appellee have Execution therefor &c.

David Mills apelt

vs Appeal &c. — Motion to dismiss Appeal — Now at this day comes the parties aforesaid by their respective attorneys aforesaid, whereupon and Upon hearing read the Record and proceedings and Decree in this Cause and Upon Motion by the said Appellee it is ordered by the Court that the said Appeal be and the same is hereby dismissed with Costs and that the said Appellee recover against the said Appellant David Mills his Costs by him about his Defence in this behalf expended and that the said Appellee have Execution therefor &c.

Ordered by the Court that the said Appellant Elias C. Hartell pay to the said Appellee Edg. Nelson & Miller the Costs by them about their Defence in this behalf expended and that the said Appellee have Execution therefor &c.

Ordered by the Court that the said Appellant David Mills pay to the said Appellee Edg. Nelson & Miller the Costs by them about their Defence in this behalf expended and that the said Appellee have Execution therefor &c.

Saturday May 9th 1835.

John Pigeon appellant
vs
Ex parte &c. Ac Petition to affirm
Achilles Rodgers respt. & now at this day come
the parties aforesaid by their respective attor-
neys aforesaid & the record aforesaid & the Petition
aforesaid & the answer aforesaid & said Petition
being fully understood & argued by Counsel
learned for the appellant & respondent & mature
deliberation thereupon had, It is Considered
& Adjudged by the Court here that the Order
& Decree aforesaid in this cause be affirmed
& that the appellant pay to the said respondent
his costs by him about his defence in this behalf
expended &c

Peter E Baker appt
vs
Appeal
Ex parte Nicholas Now at this day come the parties
aforesaid by their respective Attorneys, And the
by the said appellee
Court here having fully understood & argued
the matters in difference between the said parties
& mature deliberation thereupon had & the Court
being of opinion that the Order & Decree aforesaid
in the manner & form as the same stands is
erroneous & ought to be reversed, It is therefore
Considered & Adjudged by the Court here that the said
Order & Decree be reversed & that the said
appellee pay the costs by him about his said appeal

Saturday May 9th 1835

Abram C Mark &
John D Stoddard
vs
Application for appeal

William Shannon - Now at this day comes the parties aforesaid by their respective attorneys aforesaid &, Whereupon the Application aforesaid & Sundry Exhibits aforesaid by the Court here fully considered & the Matters & Things therein appearing duly considered by the Court here it is ordered that the Application aforesaid be & the same is hereby refused - And it is further considered that the said Abram C Mark & John D Stoddard pay the costs herein incurred

=

Court Rules apld
vs
for Appeal - Motion for Certiorari
John Nichols - Now at this day comes this party aforesaid by their respective attorneys aforesaid &, Whereupon the Appellant by his Attorneys Sergents to the Court here a Transcript of the Record herein and Moves the Court for an Certificate to the Circuit Court of Clay County Whereupon all and Singular the premises being Seen Heard and by the Court here fully understood and Mature deliberation thereupon had, it is ordered and adjudged by the Court here that the said Certificate be denied to the said Appellant against Samuel Riley Clerk of the Clay Circuit Court commanding him to send up to this Court a true full and complete record of all the proceedings had in the Clay Circuit Court in the aforesaid Cause & And thereupon the Defendant by Counsel the Plaintiff in error to Execute & File Security

Thursday May 9th 1833

Chas. Bibb & Seth Ellis

vs

Jno. Green

Joseph Creasey - Now at this day comes the plaintiff by his attorney and the defendant by his attorney and this cause coming on to be heard upon the bill answer and exhibits and depositions taken and read in open Court and the Court being fully advised of and understanding of and upon the premises, take time to deliberate thereon.

David Mills apelt

vs

Thos Morton for Maindamus

Lewis Woodyear Jr. - The said David Mills prays the Court for a Mandamus to the Circuit Court of Lafayette County -

---

Benjamin Lamb

vs

Samuel Colgan - The said Defendant by his attorney files his demurrer in Error.

Isaac D. Barnes apelt

vs

Thomas Drake - The appellee by his attorney suggests to the Court a diminution of the Record & moves the Court for a certiorari to the Circuit Court of Coln. Co. -

---

John Buchanan apelt

vs

Jno. Chisholm - Defendant doth suggest to the Court a diminution of the Record & moves the Court

Saturday May 9th 1835

(Present

Rs Jr Esq Assocl)

William Mellon — The defendant by his Attorney Jarvis in Error —

Faculty Office Path

Rs Esq Attorney for Plaintiffs

The Court Comes

Plaintiff Comes by Attorney — Now at this day comes the parties aforesaid by their respective Attorneys aforesaid, whereupon all and Singular the premises being by the Court now here fully argued & the Court not being yet advised what judgment to give in the premises doth further day to deliberate thereon

Jarvis Dickerson Apt

Rs Appeal &c Motion for Certiorari

Thomas Nathaniel Now at this day comes the parties aforesaid by their respective Attorneys and the defendant by his Attorney withdraws his Motion for a Writ of Certiorari filed in this Cause —

Bodley Brackenridge

Rs Ellis Esq —

Plaintiff comes by Attorney Now at this day comes the parties aforesaid by their respective Attorneys aforesaid and all and Singular the premises being by the Court now here fully argued & the Court not being yet advised what judgment to give in the premises doth further day to deliberate thereon —

1 John Miller vs R.M. Mills affirmed

2 Mary Hickman vs Roy ... Dismissed vs Johnson
Ejct Defd continued under advisement

3 Chas Adams vs Lewis Affirmed
Withdrawn

4 Hart vs Robertson Reversed Remanded

5 Wilson adm vs Meadows Reversed Remanded

6 Ramsey vs Sanders affirmed

7 Sloan vs Laughlin Affirmed

8 Hart vs Spence Reversed Remanded

9 Milam vs Peden ..... Reversed Remanded

10 Bankhead vs Mc Carty Reversed Remanded

11 Nelson vs Hood (Mc Kennon vs Hood) affirmed on plaintiffs
& affirmed as to defendants

12 Jennings vs Kincaid affirmed

13 Nation vs Berry affirmed
" .....

Monday (May 11th 1835

Monday 16th April 1733.

Whereas Judgment was this day given in the Court before the Lord Chief Baron and the rest of the Barons of this Court of Exchequer in Ireland in favour of the Plaintiff in this Cause for the Sum of Seventy Pounds Sterling and Costs of Suit to be taxed by the Master of this Court of Exchequer, unless the Defendant should shew Cause to the contrary on this Day Sennight, and whereas the Defendant hath not shewn Cause to the contrary, but hath neglected to pay the said Money and Costs, It is therefore Ordered that the said Money be paid to the Plaintiff or his Attorney in this Cause on or before Saturday next, and that in Default thereof Execution do issue against the Defendant for the same and Costs by Law, unless Cause be shewn to the contrary before the Lord Chief Baron and the rest of the Barons of this Court of Exchequer in Ireland on Monday next.

By the Court

Robt. Shaw Jr.
Deputy Remr.

Upon Motion this day made unto the Court by Mr. Ford Counsel for the Plaintiff in this Cause, and upon reading the Affidavit of Service of the Rule of Court made the 16th Instant, whereby it appears unto the Court that the Defendant hath been duly served with the said Rule, and that he hath not shewn Cause to the contrary, It is Ordered that the Plaintiff do sign Judgment against the Defendant for the Sum of Seventy Pounds Sterling and Costs by Law, unless Cause be shewn to the contrary before the Lord Chief Baron and the rest of the Barons of this Court of Exchequer on Monday next.

By the Court

Robt. Shaw Jr.
Deputy Remr.

Upon Motion this day made unto the Court by Mr. Ford Counsel for the Plaintiff in this Cause, and upon reading the Affidavit of Service of the Rule of Court made the 16th Instant, whereby it appears unto the Court that the Defendant hath been duly served with the said Rule, and that he hath not shewn Cause to the contrary, It is Ordered that the Plaintiff do sign Judgment against the Defendant for the Sum of Seventy Pounds Sterling and Costs by Law, unless Cause be shewn to the contrary before the Lord Chief Baron and the rest of the Barons of this Court of Exchequer on Monday next.

By the Court

Robt. Shaw Jr.
Deputy Remr.

Thursday [illegible] 1843

[illegible] Sessions [illegible] Sessions [illegible] Sessions [

Tuesday May 12th 1885

Clerk's Office adjourned

Present Hon. [illegible] Mayor

Presiding

Minutes of the last day's session read and approved

Jacob Farmer

vs

State of Iowa

Appeal from Justice Court

Appellant appeared by his attorney and appellee by his attorney

Appellant's motion to dismiss appeal submitted to the Court and argued by counsel

Appellee's motion to dismiss appeal submitted to the Court and argued by counsel

Motion overruled

Appellant's motion for leave to file transcript submitted to the Court and argued by counsel

Motion sustained

Wednesday May 13th 1835.

John Lefler Yates Jefferson

As the Heir at Law

Devisee & Executor &c. of &c. In Equity

Their Attorney &c. Petitioners and Plaintiffs

The County Court of Greenup County Sitting in Equity

Catharine Allen &c. &c. Defendants The Petitioners

Each & Every Claiming & Holding Under & By Them

Hereinafter Mentioned Claim and Pretend to be

Lawfully Seized & Possessed of the Lands Tenements

& Hereditaments Hereinafter Mentioned Sufficient

Estate & Interest in Law to Support Their Claim

Thereto & Entitling Them to Have the Same

Partitioned & Allotted to Them According to Their

Respective Rights & Interests Therein & Thereto

And Your Petitioners Complaining Say That

Whereas Thomas Yates Late of Greenup County

Aforesaid Departed This Life Intestate Seized

& Possessed of a Large Real Estate Consisting

of Lands Tenements & Hereditaments Lying &

Being in Greenup County Aforesaid Leaving at

the Time of His Death Your Petitioner John

Lefler Yates Jefferson His Only Child & Heir

at Law & Your Petitioner Elizabeth Yates

Widow of the Said Thomas Yates Deceased

Who Afterwards Intermarried with Your

Petitioner Thomas Jefferson Who Has Since

Departed This Life Intestate Leaving Your

Petitioner John Lefler Yates Jefferson Her

Only Child & Heir at Law Your Petitioners

Further Say That Whereas Thomas Yates

Deceased Departed This Life Seized & Possessed

of a Large Real Estate Consisting of Lands

Tenements & Hereditaments Lying & Being

in Greenup County Aforesaid Leaving at the

[illegible]

[illegible]

[illegible]

Thursday (May 11th 1825-

Robert Hancock &

Pleas & Order

vs Error to Error Dismissed for Supersedeas

Anthony M Rollins - This day came the said

Robert Hancock and Pleasant Archer

by their Attorney and prayed to the

Court here a Transcript of the Record of

the Circuit Court of the County of Hanover and it

above) Cause, Read, Move, the Court to grant

them a Supersedeas as herein, and the Court hav-

=ing inspected the Record said Cause

do consider and order the of the Writ of Error

aforesaid be made a Supersedeas on the

Judgment of the Circuit Court in said Cause

and that the Same be stayed on Security according

Whereupon Robert Brown & Jacob Hudnall

their Security for Costs & Damages acknowledged

Debts indebted to the said Anthony M Rollins in

the Sum of Seven hundred Dollars, to be Levied

their respective goods and Chattels Lands and

Tenements, to be void however on Condition that

the said Robert Hancock & Pleasant Archer

prosecute their said Writ of Error with Effect

pay and Satisfy the Condemnation Money and

all Costs, or otherwise shall in the Court

this Court (in this Cause) the said Security being

approved of on Settlement - And thereupon also

the said Robert Hancock for himself and Pleasant

Archer acknowledged himself indebted unto

Anthony M Rollins in the Sum of Seven Hundred

Dollars to be Levied of their respective goods and

Chattels Lands and Tenements; to be void however

Thursday May 14th 1835

on condition that the said Robert Hancock & Alexander Nelson shall prosecute this said writ of Error with Effect pay and Satisfy the Condemnations Money and all Costs or otherwise abide the Judgment of this Court in the Cause — And thereupon it is ordered that the Clerk of this Court shall endorse on said writ of Error that it shall be a Supersedeas, & charged accordingly —

Olivier L Leland Appellt
(By Etc. appeared)
Isaac O Neal Esq — Now at this day comes the parties aforesaid by their respective Attorneys aforesaid, whereupon and upon the Record and proceedings aforesaid and the Judgment aforesaid and the Matters aforesaid by the said Plaintiff above for Error assigned being seen and heard and fully understood and Matters debated and the Court here fully understood and Matters debated and the Court here not being willing that any Error should be drawn into Example whereby Judgments aforesaid should be reversed & Annulled Do Affirm the Judgment aforesaid and the Damages by the Court here in form aforesaid assessed for the Damages aforesaid and also the Costs and Charges by the said Court here about their Suit in this behalf expended and also that the said Plaintiff have Execution — Whereupon the Record is remanded to the Circuit Court for Jackson County for further Proceedings —

Thursday May 14th 1835 -

Benjamin Sharp
Pltf in Error
vs
Daniel Colgan - Now at this day come the parties aforesaid by their respective attorneys aforesaid, and Judge Mark Leavy the assistant of the Court according to the Rules; whereupon all and singular the premises being by them fully understood and heard, fully argued and the Court not being yet advised of their judgment to give in the premises, further day is therefore thereupon -

Benjamin Sharp
Pltf in Error
vs
Daniel Colgan - Now at this day come the parties aforesaid by their respective attorneys aforesaid, and the Court not being yet advised of their judgment to give in the premises, further day is therefore thereupon -

The Court (Hon. Judge Mark Leavy) pursuant to adjournment Present Hon. Benjamin Sharp Judge &c.

Friday May 15th 1835.

The Court (Hon. Judge Mark Leavy) pursuant to adjournment

[illegible]

[illegible]

[illegible]

Attorney for Plaintiff

Address

Post Office Address

To the Clerk of the Circuit Court of Lafayette County:

Execution of Judgt in this case. Suspended. The Court having granted a rearguement

record and proceedings aforesaid and duly
examined and fully understood by this Court
it is considered that there is manifest
error in the judgment aforesaid in this
that the Plaintiff in Error declared against
the Defendant in Error in an action of
Trespass on the case in the Court of Hustings
for the City of Richmond and that the
Defendant in Error appeared and pleaded
to issue and the Jury impannelled to try
the same found a special verdict and
thereupon the Court of Hustings gave
judgment for the Defendant in Error
which judgment is manifestly erroneous
and ought to be reversed annulled and
altogether held for nought and that the
Plaintiff in Error may have restitution
of all things lost by occasion of the said
judgment and that the said Court of Hustings
may proceed to hear and determine the
matters in controversy between the parties
according to law and justice and the
right thereof to do and execute which
being seen and mature deliberation had
thereupon it appears to this Court that
the said Court of Hustings did not err
in their judgment aforesaid for that
upon the matters found by the special
verdict it appears that the Defendant
in Error had a right to enter upon the
premises in the declaration mentioned
and to remove the fence and gate
therein mentioned and to use the
passage way in the declaration mentioned
as he did and that the Plaintiff in Error
hath sustained no damage by the
committing of the said supposed trespass
and that the said Court of Hustings
did right in giving judgment for the
Defendant in Error upon the said
special verdict and therefore it is
considered that the said judgment be
affirmed with costs to the Defendant
in Error

William H. Macfarland — a Copy
Teste

Monday May the 16th 1825

Henry Reynolds and Abel Allen in the Gen-
eral Judgment appointed as Overseers
Breach of Peace entered into acknowledged by the
Court then took the Oaths enjoined by the
for the Town appointed and Qualified
Recorded - Ordered that the Selectmen
Cause Notice to be given to the Inhabitants
Qualified to vote in Town affairs to meet
at the Meeting House on Monday next
at 2 o'clock P.M. to act upon the Report
of the Committee appointed to Petition
the General Court for a Grant of Land
for the Use of the Ministry and Schools
in this Town - Ordered that the Constable
Warn the Freeholders and other Inhabitants
of this Town qualified to vote in Town affairs
to meet at the Meeting House on Monday
next at 2 o'clock P.M. to act upon the Report
of the Committee appointed to Petition
the General Court for a Grant of Land
for the Use of the Ministry and Schools
in this Town - Ordered that the Selectmen
Cause Notice to be given to the Inhabitants
Qualified to vote in Town affairs to meet
at the Meeting House on Monday next

Saturday Dec 27th 1834

Came again the parties and the Sheriff returned a Venire Facias executed and the Jurors came and were called and answered to their names and the Jurors were elected tried and sworn well and truly to try the issue joined between the parties and a verdict rendered in favor of the Defendant for his costs and charges in this behalf expended and the Jurors were discharged from the further consideration of the premises and thereupon came the Defendant by his Attorney and moved the Court for judgment against the Plaintiff for his costs and charges by him about his defence in this behalf expended and the Plaintiff in this behalf is in mercy &c. Whereupon it is considered by the Court that the Defendant do recover against the Plaintiff his costs and charges by him about his defence in this behalf expended and that he have execution therefor

Ordered that Jno G Chapman be allowed Fifty dollars for his services as Attorney for the State in the case of the State vs Jno Hall for Petit Larceny

The proceedings of this Term commence at page 258 and end at Page 299 and contain forty two pages —

The Court then adjourned until Court in Course —

M. M. McGinnis President of the Court

[illegible] August 31st 1835

[illegible] Court

[illegible] Term

[illegible] Court to [illegible] Sheriff [illegible] Bailiff of said Sheriff on the [illegible] Wednesday after the third Monday in August [illegible] by the 31st day of said Month [illegible] Dollars [illegible] Debt [illegible] Damages [illegible] Writ [illegible]

[illegible] Term [illegible]

[illegible] Court [illegible] Sheriff [illegible] Bailiff [illegible] Sheriff [illegible] Bailiff [illegible] Sheriff [illegible] Bailiff

Monday Morning 21st May 1838.

Present the Mayor

Ald. Sir C. Cox Knt.

Ald. Hyde

Ald. Wilkes

Ald. Hopkins

Ald. Lloyd

Ald. Bagnall

Ald. Bourne

Ald. Hill

Ald. Bolton

Ald. Bowyer

Ald. Pemberton

Ald. Gibbons

Ald. Ryland

Ald. Lewis

Ald. Harris

Ald. Hodgetts

Ald. Hodgetts

Ald. Hodgetts

Plaintiff's Attorney

Edwin Mellen attorney for Pltff

Defendant's Attorney

Jas. Dawson

Def. in default

(Illegible) 1st 1835.

The Court to Board Hearn a Sufficiency Evidence and the Court being duly informed the Records in said Cause do Consider & Order that the Writ of Error heretofore Granted herein be Made a Supersedeas on the Condition of said Court Cause to be Entered as Security & Bond with Security to be Approved by the Clerk of this Court Shall enure upon that it is ordered that the said Bond Shall be a Supersedeas to the Judgment Rendered in this Cause

Robert Hemphill & Co. } This Cause coming on to be heard
vs } Continued until this Term
Edward Hearn } for the Court.

Robert Hemphill & Co. } This Cause coming on to be heard
vs } Continued until this Term
Edward Hearn } for the Court.

Wednesday 2nd September 1835

The Court Doth grant leave to adjourn

Edward Fitzgerald
Esq. Sheriff
Appellant

} Appeal this day coming on to be heard

William Thompson
Plaintiff

} & Thereupon by his Attorney filed his Reasons of Error & Assignment of Errors in this Cause & the Defendant in Error appearing by Thomas Wilkinson Esq. his Attorney & the said Appellant by his Attorney filed his Joinder in Error & the Pleadings & Proceedings being read & Considered It is Ordered that the Judgment in this Cause be & the same is hereby affirmed with Costs to be taxed

Mercy Robinson
Administratrix of
Thomas Robinson
Deceased

} Appeal this day coming on to be heard & Thereupon by her Attorney filed her Reasons of Error & the Defendant in Error appearing by Thomas Wilkinson Esq. her Attorney & the said Appellant having failed to file his Reasons of Error & Assignment of Errors in this Cause It is Ordered that the Writ of Error & Supersedeas heretofore issued in this Cause be & the same is hereby dismissed with Costs to be taxed & that the Record & Proceedings aforesaid be remitted & Procedendo awarded to the Circuit Court of Baltimore County for further proceedings to be had thereon & that the Appellee recover against the said Appellant Mercy Robinson Executrix of Thomas Robinson deceased her Costs by her about her Suit in this behalf Expended & that execution issue therefor & the said Appellant in mercy &c. & the said Appellee in Misericordia &c. & thereupon the Record aforesaid is remitted by the Court here to the said Circuit Court of Baltimore County for further proceedings

Wednesday September 2nd 1835

Elias A Weaver &
Thomas Fiefer
vs } Error
Frederick A Bryan

} Upon the day came the parties aforesaid by their respective attorneys aforesaid. Whereupon all and Singular the proceedings being by them had before the Court here fully explored and the Court not being yet advised what judgment to give in the premises farther time is to deliberate thereon -

Obadiah Tindall
vs } Writ of Error
Daniel Sebastian

} Upon the day came the parties aforesaid by their respective attorneys aforesaid. Whereupon all and Singular the proceedings being by them had before the Court here fully explored and the Court not being yet advised what judgment to give in the premises farther time is to deliberate thereon -

Woodson & Triplett
vs } Error
Peter Kearney

} The Defendants Woodson & Triplett by their Attorney file in their Motion & Praecipe for a Writ of Certiorari to Remove the Record & proceedings in this Cause from the Circuit Court of Lewis County which Motion being fully understood & considered by the Court here it is ordered that the Same be overruled -

Chas Lefler &
Benjamin Lefler
vs } Writ of Error
James Livingston &
William Glasscock

} The Plaintiffs in Error by their Attorney file their affidavit and Praecipe for a Writ of Certiorari to Remove the Record & proceedings in this Cause from the Circuit Court of Lewis County which Motion being fully understood & considered by the Court here it is ordered that the Said Writ of Certiorari be awarded & issued to the Said Circuit Court of Lewis County returnable to the next Term of this Court -

Thomas Griffith, Attorney &c } The Plaintiff in Error by their Attorney filed their affidavit and Praecipe for a Writ of Certiorari to Remove the Record & proceedings in this Cause from the Circuit Court of Lewis County which Motion being fully understood & considered by the Court here it is ordered that the Said Writ of Certiorari be awarded & issued to the Said Circuit Court of Lewis County returnable to the next Term of this Court -

Wednesday September 2nd 1835.

Peter O'Bryan
Pltf in Error
vs
Commonwealth of Ken
Defendant in Error
} Error from the Clay Circuit
Court. This day came the parties
aforesaid by their respective
attorneys aforesaid — Whereupon
came a Jury to wit Daniel Ifrit
Isaac Woodfin and others — Who
being duly elected tried and sworn
to speak the truth of the matters
in controversy between the parties
aforesaid upon their oaths do say
that they find the issues in favor
of the Defendant in Error and
assess the damages by reason
of the premises to Two Cents —
Whereupon it is considered by the
Court that the Defendant in Error
recover against the Plaintiff in Error
his said damages and his costs by him
about his suit in this behalf expended
and the Plaintiff in Error in mercy &c —

Daniel Ifrit
vs
Isaac Woodfin &c
} This cause coming on to be heard
upon the transcript of the record
and papers herein and was argued
by counsel — On consideration
whereof the Court are of opinion
that there is no error in the
judgment aforesaid rendered
by the Court aforesaid in this
cause — It is therefore considered
by the Court that the said judgment
be affirmed and that the Defendant
in Error recover against the Plaintiff
in Error his costs by him about
his defence in this behalf expended —

Thursday September 3rd 1835.

The Court met pursuant to adjournment.

Peter Miller Father
vs
Ira Chesebro
} On Motion for Supersedeas Continued
over the Plaintiff — Counsel for the Clay Circuit The parties
aforesaid by their respective attorneys aforesaid
who came into Court and the Defendants
appeared by Counsel and the Court here fully
heard and considered of their motion and
thereupon it is ordered that the Supersedeas be
Continued —

Thomas Griffith & others,
vs
Ira Chesebro
} Error from the Clay Circuit
The Bank of the Commonwealth of Kentucky
} This cause coming on to be heard
upon the transcript of the record
and papers herein and was argued
by counsel — On consideration
whereof the Court are of opinion
that there is no error in the
judgment aforesaid rendered
by the Court aforesaid in this
cause — It is therefore considered
by the Court that the said judgment
be affirmed and that the Defendant
in Error recover against the Plaintiff
in Error his costs by him about
his defence in this behalf expended
and the Plaintiff in Error in mercy &c —

The Court met pursuant to adjournment Present tomorrow

Thomas G. Pelucia.

Friday ~ December 4th 1835.

The Court Met pursuant to adjournment

Elias H. Wear &
Thomas McKeeman
vs Error to Circuit Court
Frederick A. Bryan

Said Now at this day comes the parties aforesaid by their respective said Attorneys aforesaid, Whereupon all & singular the Record & proceedings aforesaid being seen and by the Said Plaintiff above for Error assigned being Seen and by the Court here fully understood and Deliberation thereupon had, for & it appears to the Court here that in the Record and proceedings aforesaid and also in the giving the Judgment aforesaid there is manifest Error. It is therefore considered by the Court here that the said Judgment aforesaid be reversed annulled & altogether for nothing esteemed. And it is further considered that the said Elias H. Wear & Thomas McKeeman recover against the said Frederick A. Bryan their costs & charges by them about their Suit in this behalf laid out and expended & that the Error aforesaid be amended & that the Cause be remanded to the Circuit Court aforesaid for further proceedings.

Obadiah Tindall
vs Error to Circuit Court
Daniel Johnson

Came Now at this day comes the parties aforesaid by their respective Attorneys aforesaid and thereupon all & singular the Record and proceedings aforesaid & the Assignment thereupon and being seen & by the Matters aforesaid by the said Plaintiff above for Error assigned being Seen and by the Court here fully understood and mature Deliberation thereupon had, for it appears to the Court here that in the Record and proceedings aforesaid and also in the giving the Judgment aforesaid there is manifest Error. Therefore it is considered by the Court here that the Judgment aforesaid for the Errors aforesaid be reversed annulled & altogether for nothing esteemed & that the said Obadiah Tindall recover against the said Daniel Johnson his costs & charges by him about his Suit in this behalf laid out and expended & that the Cause be remanded to the Circuit Court aforesaid for further proceedings

Friday 2d October 1835.

Peter Kearney
vs
Writ of Error
Patrick Woodward &
Joseph Tress admrs of
James McClelland dec'd

Whereupon this day came the said Plaintiff in Error by Edward Geoghegan his Attorney and filed in the Office of the Clerk of this Court his Assignment of Errors in the words following to wit

Assignment of Errors

And the said Plaintiff in Error in his own proper person comes and says that in the record and proceedings aforesaid and also in the giving of the judgment aforesaid there is manifest error in this to wit that the said Court here by their judgment aforesaid did order and adjudge that the said Defendants in Error should recover against the said Plaintiff in Error his damages by the said Defendants in Error sustained as well on occasion of the detaining of the goods and chattels of the said Defendants in Error by the said Plaintiff in Error as also for the costs and charges by the said Defendants in Error about their defence in that behalf expended whereas in truth and in fact the said Plaintiff in Error ought not to have been adjudged to pay the said Defendants in Error any damages costs or charges by reason of the detaining of the said goods and chattels of the said Defendants in Error as aforesaid and also in the giving of the said

Saturday September 4th 1835

Mary Lobdell appt
vs
Philip Thompson
} On motion for Rehearing -

The appellee by his Petition & motion to the Court for a Rehearing of this Cause which motion being Seen and heard, & by the Court duly understood, it is considered by the Court that the Same be granted, and that the Execution of the Judgment thereon be Suspended, until a further hearing of this Cause -

Washington Adams makes application for a License to practice Law in the Several Courts of Record of this State, and having made proof of good Moral Character he is admitted to examination, and David Barton Esquire is appointed by the Court to examine said Applicant.

And afterwards the said David Barton reports to the Court that he has examined the said Washington Adams of his knowledge of the law and believing him entitled to a license to practice Law in the Several Courts of this State - Whereupon it is thereupon ordered that he be licenced accordingly; Whereupon the said Washington Adams Subscribed & took the Oaths prescribed by Law -

John Miller takes
vs
Robert Wardlaw
} On motion of the appellants by their attorney they have leave to withdraw the Record in this Cause -

Mary Lobdell
vs
Philip Thompson
} On motion of the appellee and attorneys aforesaid by their respective attorneys aforesaid whereupon all & singular the premises being heard before the Court & now here fully argued - Whereupon on all the Record and proceedings aforesaid and the Judgment thereupon found & the matters aforesaid, being fully & by the Court here understood and maturely deliberated thereupon

had, for it appears to the Court here that the Plaintiff
has not been guilty in the Record & proceedings aforesaid
or in the giving the Judgment aforesaid. Therefore
it is considered by the Court here that the Judg-
ment aforesaid stand in full force and
all things affirmed & stand in full force and
effect the said Court above for Error assigned and
alleged in any wise notwithstanding -
And it is further Considered that the said Phil
B Thompson recover against the said Mary
Dobbins his Costs & charges by him about his
defence in this behalf laid out & expended
& that he have therof Execution -

The Court allow to Gray Bywaters Clerk
of this Court for Office Rent from the Sec-
ond Monday of May to the Second Monday
of September in this year 1835 the Sum
of Sixty dollars.

The Court allow to Alfred D Barrow
Sheriff for attending this Court & for Station
-ary for the Term Twenty dollars fifty four
& one fourth cents -

The Court then adjourned until the next
Court in Course -

The proceedings of this term Commence at page
301 & end at page 311 & contain 11 pages -

Wm Wm G Gist Pres[ident]
of the Court -